

REMARKS

In the Office Action mailed April 21, 2005, claims 36-38, are rejected as being unpatentable over a combination of Ramachandran and newly cited Murr. Reconsideration and withdrawal of these rejections is respectfully requested.

The present application is a continuation of application Serial No. 09/441,040, filed November 16, 1999, now U.S. Patent No. 6,710,895. Murr's effective filing date is January 9, 2001. Murr, therefore, is not available as prior art against the present application. Thus, the combination of references relied upon in the obviousness rejections is improper and ought to be withdrawn. Reconsideration and withdrawal of the 35 U.S.C. §103(a) rejections applied against claims 36-38 are, therefore, respectfully requested.

It should be noted that the terminal disclaimer required in paragraph 8 of the outstanding Office Action was previously filed by Applicants on January 3, 2005, and, therefore, no outstanding double patenting objection exists.

As claims 37-41, depend upon independent claim 36, it is not believed necessary to address the rejections and/or objections thereto at this time. Claims 42-46, stand allowed.

This application is now believed to be in condition for allowance. Should the Examiner have any questions regarding this Response or the application in general, the Examiner may contact the undersigned at the number referenced below.

The Director is hereby authorized to charge any additional fees, and to credit any overpayment of fees, which may be required in this application under 37 C.F.R. §1.16 §1.17, to Deposit Account No. 50-3159, referencing Atty. Docket No. CYBS5612CON.

Respectfully submitted,

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